



**State of New Hampshire**  
**DEPARTMENT OF ENVIRONMENTAL SERVICES**

6 Hazen Drive, P.O. Box 95, Concord, NH 03302-0095  
(603) 271-3503 FAX (603) 271-2982



Mr. John P. Bohenko, City Manager  
City of Portsmouth  
1 Junkins Avenue  
Portsmouth, New Hampshire 03801

LETTER OF DEFICIENCY  
WD WQE 02-05  
July 10, 2002

And

Mr. Edward Gaudreau, Project Manager  
Scott Construction, Inc.  
PO Box 909  
Newport, Vermont 05855

Re: Pease Interceptor – Contract 2  
Dewatering operations at the intersection of International Drive and Rye Street, Pease  
International Tradeport, Portsmouth, New Hampshire

Dear Sirs:

On May 15, 2002, personnel from the Department of Environmental Services (“DES”) observed high levels of turbidity in Hodgson Brook between Pease International Tradeport and the Spaulding Turnpike. DES personnel traced the source of turbid water to dewatering operations at the intersection of International Drive and Rye Street at Pease International Tradeport, and then performed an inspection of the area. During the inspection, the following deficiencies were documented:

- (1) Adequate Best Management Practices (“BMPs”) had not been implemented during dewatering operations associated with a water line broken during sewer construction.
- (2) Turbid water was being discharged into Newfields Ditch, which is tributary to Hodgson Brook.
- (3) Turbid water from Newfields Ditch was flowing into Hodgson Brook, a Class B water pursuant to RSA 485-A:8, II.

DES believes that the deficiencies can be avoided in the future by fully implementing the BMPs, details and notes shown on the Trench Dewatering plan for the Pease Sewer Interceptor--Contract 2, by Underwood Engineers, Inc., issued May 23, 2002 ("The Plan").

In the event compliance cannot be achieved, DES may order you to take such remedial measures as may be necessary. Failure to comply with such an Order may result in enforcement action by DES under RSA 485-A:22. In addition, DES personnel may conduct another inspection at a later date to determine whether you have come into and are maintaining full compliance with the applicable statute and rules.

Should you have any questions regarding this letter, please contact Denise Frappier at 433-5981.

Very truly yours,

A handwritten signature in black ink, appearing to read "Rene J. Pelletier", is written over a large, bold, black "COPY" stamp.

Rene J. Pelletier, Manager  
Land Resources Management Program

RJP/DMF/  
CERTIFIED MAIL, RRR

cc: Mark Harbaugh, DES Enforcement Attorney ✓  
Russell A. Nylander, P.E.-WD/DES  
John Bush-WWE/WD/DES  
Denise M. Frappier-WQE/WD/DES  
Peter Rice, City of Portsmouth - Public Works  
Phil MacDonald, Underwood Engineers, Inc.  
Jerry Dexter, Pease Development Authority